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September 21, 2021

VIA ECF

Honorable Brian M. Cogan
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *Maniscalco, et al. v. New York City Dept. of Educ., et al.*, No. 1:21-cv-05055-BMC
Notice of Publicly Available Facts

Judge Cogan:

I represent Plaintiffs in the above-referenced action. I write to inform the Court that Plaintiffs do not intend to call witnesses, but Plaintiffs do plan to ask the Court to take notice of publicly available facts at the September 22, 2021 Hearing on the Emergency Order for a Temporary Restraining Order (Dkt. No. 2). Defendants have not consented to a joint stipulation of facts.

Respectfully Submitted,

s/ Mark J. Fonte

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cc: Counsel of Record (via ECF)